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2006 NOV 13 P 5:39

DISTRICT OF UTAH

BY:

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Attorneys for The SCO Group, Inc.

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF UTAH

THE SCO GROUP, INC.

Plaintiff/Counterclaim-Defendant,

v.

INTERNATIONAL BUSINESS
MACHINES CORPORATION,

Defendant/Counterclaim-Plaintiff.

**ORDER GRANTING EX
PARTE MOTION FOR LEAVE
TO FILE OVERLENGTH
MEMORANDA**

Case No. 2:03CV0294DAK

Honorable Dale A. Kimball
Magistrate Judge Brooke C. Wells

This matter comes before the Court on the Ex Parte Motion of Plaintiff/Counterclaim-Defendant The SCO Group (“SCO”) for Leave to File Overlength Memoranda. The Court, having considered the matter, hereby determines that good cause and exceptional circumstances

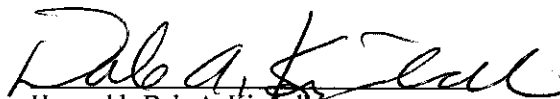
exist and hereby ORDERS that SCO is granted leave to file the following Overlength Memoranda, of the approximate lengths indicated:

1. **SCO'S MEMORANDUM IN OPPOSITION TO IBM'S "MOTION FOR SUMMARY JUDGMENT ON SCO'S INTERFERENCE CLAIMS (SCO'S SEVENTH, EIGHTH AND NINTH CAUSES OF ACTION)"**
 - a. Which consists of 29 pages, exclusive of face sheet, table of contents, statements of issues and facts, and exhibits.
2. **SCO'S MEMORANDUM IN OPPOSITION TO IBM'S "MOTION FOR SUMMARY JUDGMENT ON SCO'S COPYRIGHT CLAIM (SCO'S FIFTH CAUSE OF ACTION)"**
 - a. Which consists of 43 pages, exclusive of face sheet, table of contents, statements of issues and facts, and exhibits.
3. **SCO'S MEMORANDUM IN OPPOSITION TO IBM'S MOTION FOR SUMMARY JUDGMENT ON SCO'S CONTRACT CLAIMS**

Which consists of 176 pages, exclusive of face sheet, table of contents, statements of issues and facts, and exhibits.
4. **SCO'S MEMORANDUM IN OPPOSITION TO IBM'S MOTION FOR SUMMARY JUDGMENT ON ITS CLAIM FOR DECLARATORY JUDGMENT (IBM'S) TENTH COUNTERCLAIM**
 - a. Which consists of 53 pages, exclusive of face sheet, table of contents, statements of issues and facts, and exhibits.

DATED: November 13, 2006.

BY THE COURT:


Honorable Dale A. Kimball